prepared by the
Crown Land Classification Committee

MANITOBA

APPROVED BY
PROVINCIAL LAND
USE COMMITTEE

FEBRUARY 15, 1983

CROWN LAND USE CLASSIFICATION PLAN for SOUTH INTERLAKE PLANNING DISTRICT

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CROWN LAND CLASSIFICATION PLAN
FOR
SOUTH INTERLAKE PLANNING DISTRICT

I. INTRODUCTION

The management and administration of Crown land is shared by the Departments of Natural Resources and Agriculture. The Agricultural Crown Lands Branch issues agricultural leases and permits of occupation or use for those Crown lands which are designated by the Minister of Natural Resources as: primarily agricultural lands; and multiple use lands which may be used for agricultural purposes on an interim or secondary use basis, subject to specific conditions and covenants required by other resource users.

The principal responsibility for Crown land remains with the Department of Natural Resources, which administers the Crown Lands Act excepting those specific sections under the responsibility of the Minister of Agriculture.

The classifying to use of Crown land in Agro-Manitoba is the responsibility of the Crown Land Classification Committee (CLCC). This is an interdepartmental group with representation from the Departments of Agriculture, Natural Resources and Municipal Affairs. The Crown Land Classification Committee reports to and receives its direction from the Provincial Land Use Committee of Cabinet.

The Crown land use classification plan presented in this report is the end result of the integration of the Crown land classification map prepared by the Crown Land Classification Committee, and the various requirements for management and administration of the Departments of Government, particularly the Departments of Natural Resources and Agriculture.

The Crown land classification plan applies only to Crown land, the jurisdication of which remains the responsibility of the Manitoba Government.

II. ADMINISTRATION

This plan is prepared by the Crown Land Classification Committee. The land use, as per the plan, is administered by the Department of Agriculture, Agricultural Crown Lands Branch, and the Department of Natural Resources, Lands Branch.

The Crown Land Classification Committee shall, upon consultation with the municipality(ies) and/or the planning district board, present the plan for approval to the Provincial Land Use Committee of Cabinet.

The Crown Land Classification Committee shall consult with the municipality(ies) and/or the planning district board when amendments to the plan are being considered. Crown lands which may be designated in the future by Order-in-Council to Provincial Park, Provincial Forest, Wildlife Management Area, Community Pasture etc. constitute an amendment to the plan, and consultation with the local planning authority is required. All amendments to the plan will be presented to the Provincial Land Use Committee

III. GENERAL LAND USE CONSIDERATIONS

There are a number of basic concepts, principles and guidelines which must be considered in classifying the use of Crown lands. These considerations influence the ultimate use, intensity of use and management of Crown land. Specifically:

A) Crown land classification is guided by Provincial Land Use Policies with management of Crown lands carried out in accordance with Provincial Acts and Regulations. The classification of Crown land will be undertaken with appropriate consideration given to local needs.

B) Where there has been significant public or private investment, affected Crown land will be managed to the best advantage of the use for which the investment was made.

C) Normal management practices on all Crown land shall include: the application of multiple land use principles; the protection and improvement of the land's long term productive capacity; the minimization of erosion and other destructive processes; and the utilization of the land consistent with its inherent capabilities with due consideration given to intensive management.

D) For Crown lands under agricultural lease the following applies:

1. the right of public access shall be in accordance with such acts, regulations and contracts that are in place from time to time,
2. access is guaranteed to quarry lease operations subject to compensation being negotiated relative to loss of privately owned improvements,
3. the right of the Province to enter a leased area and to withdraw lease rights on lands for utility rights-of-way, is guaranteed,
4. lands having greater than 9% slope must be maintained in native cover or permanent forage,
5. a buffer strip of woody vegetation not less than 45 meters (150 feet) in width must be retained within 90 meters (300 feet) of all municipal and provincial roads,
6. a buffer strip of natural vegetation from 45 to 90 meters (150 to 300 feet) wide must be left adjacent to all water courses and permanent water bodies,
7. no wetland shall be drained or filled without approval,
8. topsoil and leaf mat shall not be removed,
9. all livestock must be contained (e.g., fenced). Strips of 15 meters (50 feet) in width per lease can be cleared for fencelines, and
10. merchantable timber is subject to stumpage rates if it is marketable. The Crown retains the right to issue cutting rights to the public by way of timber sale and/or timber permit to harvest timber contained thereon. Merchantable timber thus harvested is subject to the payment of stumpage rates.

E) Survey monuments defining Township, Section and Quarter Section corners shall not be destroyed.

F) In general, non-conforming uses on Crown land will be allowed to continue until the existing commitment expires or a suitable alternative site for the use can be found.

G) The Crown land plan is limited, in general, to the classification of the surface use of the land. Nothing in the classification, except where indicated in the plan will preclude or limit future mineral extraction from Crown lands where approved by the Provincial Government.

H) Sites, structures and areas of historical, architectural and/or archaeological significance exist on Crown land. Those sites identified shall be protected from uses and activities that would endanger them until such time as appropriate measures (mitigative, retentive etc.) are determined.

I) Lakes, streams, rivers, creeks, etc. which are identified as significant fisheries habitat areas shall be protected. The use of Crown land adjacent to these waterways and particularily spawning sites and/or nursery areas shall be controlled and managed to minimize damage to fish stocks and fish habitat from siltation, nutrient loading, disturbance and water quality degradation. Manitobas Surface Water Quality Objectives shall be used to ensure protection for end uses such as fisheries. Management of these adjacent lands shall be in accordance with approved fish habitat protection guidelines and includes but is not limited to controlling the ditching and rechannelization in such areas, controlling the clearing, cultivation, timber harvesting, and developing of sites to the water's edge, maintaining or creating natural vegetation buffers of varying widths as required etc.

J) Stream crossings shall not adversely affect fish habitat or populations. Where crossings may affect fish habitat, the crossing should be designed and constructed with reference to "Recommended Fish Protection Procedures for Stream Crossings in Manitoba" prepared by the Department of Natural Resources.

K) Water quality shall not be adversely affected by Crown land uses. Activities and intensive shoreland developments that discharge pollutants shall be restricted in their location and it may be required that precautionary safeguards which mitigate the adverse effects of pollution be incorporated into the development. These activities and developments shall meet Manitoba's Surface Water Quality Objectives. Shorelands shall be protected from excessive erosion which might affect water quality.

L) The right of public access to Crown land and water for the purposes of sport angling, commercial fishing, hunting, trapping, outdoor recreation pursuits and general access etc. shall be maintained in accordance with such acts, regulations and contracts that are in place from time to time.

M) Permanent development (i.e., residences, summer homes, cottages, commercial buildings, etc.) shall be assessed for hazards such as flooding, erosion or bank instability. In general, development shall be subject to the following requirements, excepting under special economic and social circumstances.

    a) All permanent development shall be located on land above the 100 year flood level. When it is not possible to estimate the above flood level due to insufficient hydrometric data on the waterway, then an elevation of 1.5 meters (5.0 feet) above the high water mark would be used.

b) Land which may be eroded away within a period of 50 years shall be excluded from development unless it is demonstrated that the erosion process has been halted.

c) Development shall not be permitted on lands subject to bank instability, landslides, or subsidence.

d) Use of Crown lands in Water Power Reserves and Licence Areas must conform to the above and must not be required for water power purposes. Approval for development is required from the Water Resources Branch.

e) In order to minimize surface water quality degradation, development and use of surface water resources should not exceed the carrying capacity.

N) Activities such as dumping, excavation, clearing, cultivation, or excessive grazing which would accelerate or promote dangerous erosion or bank instability will be prohibited.

O) Activities that may cause pollution under normal operating conditions or by accident should not be permitted in the groundwater pollution hazard area unless it can be proved by adequate field investigations that the proposed activities will not cause pollution of existing or potential groundwater supply in the area.

P) Groundwater consumption should not exceed the total sustained yield of an aquifer.

Q) Wells should be installed in a manner that would not have a detrimental effect on aquifers.

R) Intensive development (e.g., subdivisions) and high capacity wells will be permitted only in areas where they will not cause a reduction in water supply for existing users.

S) The plan does not restrict the Province from entering or withdrawing Crown lands for utility rights-of-way, highways, roads, drains, etc. subject to normal clearance and approval procedures.

IV. OVERVIEW

In the South Interlake Planning District, there are approximately 58 square kilometres (22 sq. miles) of Crown Land, excluding land under permanent water bodies. The total Crown land in the Planning District represents about 3.5 percent of the District's land base.

Most of the Crown land is located in the R.M. of Rockwood. This municipality has approximately 93 percent of the Crown land in the Planning District.

The Crown land of the District has been committed to a variety of uses. Most commitments to use are made via agricultural leases or permits, Orders-in-Council, site specific general permits or miscellaneous leases. Of the Crown land approximately 53 percent has been designated by Order-in-Council to Wildlife Management Area. Over 40 percent of the Crown land is also classified and/or committed to agricultural use.

ORDER-IN-COUNCIL AREAS

It has been recognized by the Province of Manitoba that certain Crown land areas must be designated for long term allocation. This is achieved by the passing of Orders-in-Council which designate certain Crown lands to specific uses.

In the South Interlake Planning District there are three areas designated by Order-in-Council.

1. Norris Lake Wayside Park

2. Grant's Lake Wildlife Management Area

3. Oak Hammock Marsh Wildlife Management Area

FISHERY HABITAT

The fishery resource in the District is very limited. The areas of concern are Norris Lake, Netley Creek and Sturgeon Creek. The most important location is Netley Creek which supports a sport fishery and rough fish harvest in some years. There are also spawning runs of fish into Netley Creek during spring break-up.

Activities adjacent to shorelines can adversely impact fish habitats and water quality. This plan recognizes and protects critical fishery habitat from adjacent Crown land uses in accordance with approved fish habitat protection guidelines, and Manitoba's Surface Water Quality Objectives.

Of particular concern in the District is to protect the Netley and Sturgeon Creek channels and to retain the existing shoreline vegetation on the two creeks as well as around Norris Lake.

V. CROWN LAND USE CLASSIFICATIONS

There are five basic classifications delineated in this classification plan (Map 1). They are:

A. Wildlife Management Area

B. Provincial Park

C. Agriculture - Native Environment Lands Co-Major

D. Outdoor Recreation

E. Urban Use

The classifications on the Crown Land Classification Map and associated guidelines apply only to the Crown land.

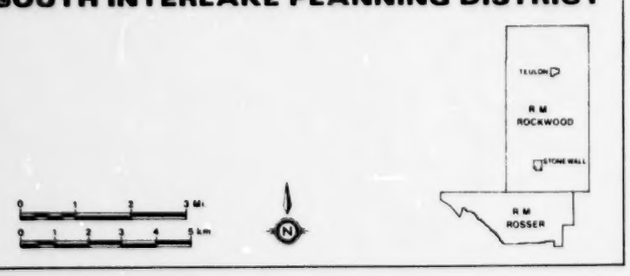
MAP 1.

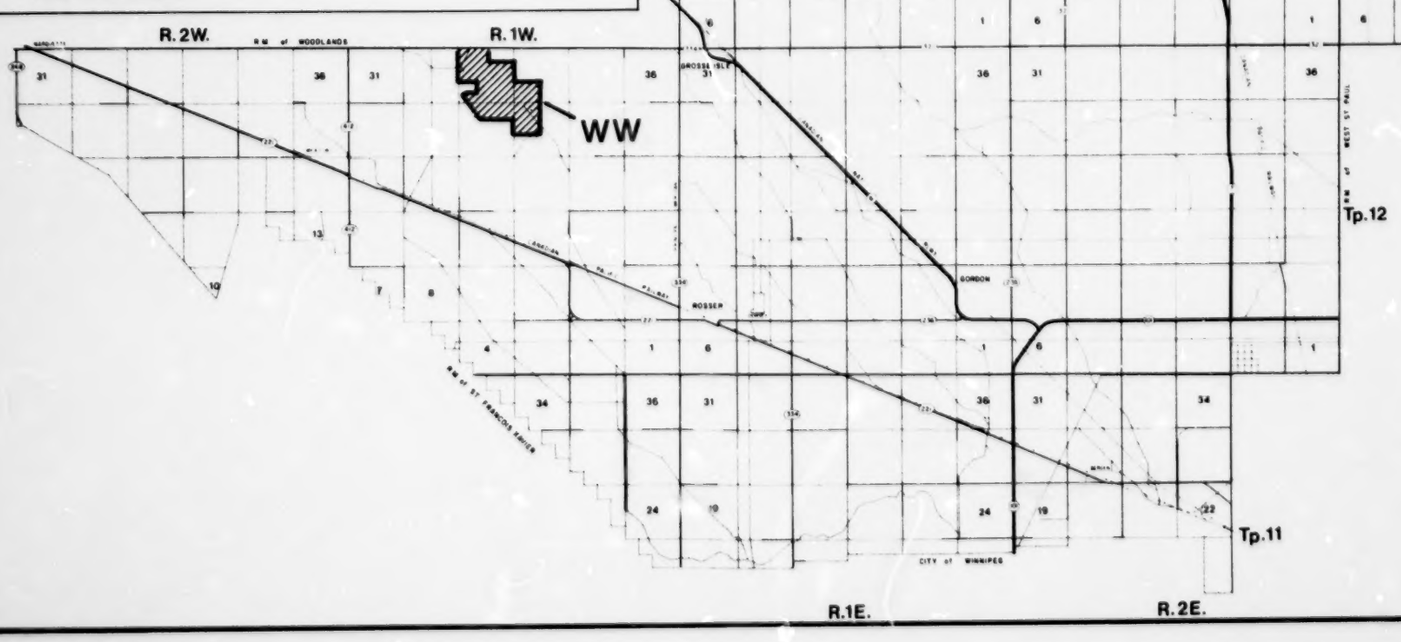
CROWN LAND CLASSIFICATION PLAN- FEBRUARY 15, 1983.

WW	Wildlife Management Area	
PP	Provincial Park	
AN	Agriculture – Native Environment Land Co-Major	
R	Outdoor Recreation	
U	Urban Use	(not shown on map)

REVISED - -	

SOUTH INTERLAKE PLANNING DISTRICT





A. Wildlife Management Area: Classification WW - As Shown on The Crown Land Classification Plan - Map 1

PRESENT CONDITION

Grant's Lake Wildlife Management Area (WMA) occupies an area of about 370 hectares (900 acres). This WMA was established by Order-in-Council 1537/74, in 1974. The area is primarily marsh. The principal purpose of the area is to maintain and protect the habitat of the area.

The Oak Hammock Marsh Wildlife Management Area is located in the R.M.'s of Rockwood and St. Andrews. Having a total area of about 3490 hectares, the portion of the WMA located in the District is about 2660 hectares or 76 percent of the entire WMA. The area consists of about 60 percent upland and 30 percent marsh and lure crop. This WMA was established by Order-in-Council 307/73, in 1973. The purpose of the area is to increase waterfowl production through restoration and preservation of a segment of a major marsh.

In total, the Wildlife Management Areas in the Planning District occupy an area of about 3030 hectares (7500 acres).

CONCERNS/OBJECTIVES

The principal objective is to maintain appropriate areas for the management and conservation of wildlife in the Province.

This Classification identifies those lands which have been set aside for habitat and waterfowl preservation, maintenance and enhancement through Order-in-Council designation as Wildlife Management Area.

POLICIES/GUIDELINES

1. Wildlife Management Area - WW

The management of Wildlife Management Areas is the responsibility of the Department of Natural Resources, Wildlife Branch. Specific management aims may change over time, however, in general the following guidelines apply:

1a) The Province of Manitoba will maintain the Wildlife Management Areas for the preservation and maintenance of waterfowl and habitat.

1b) The non-consumptive use of the area is encouraged, i.e., native interpretation, education purposes, viewing and photographing wildlife.

B. Provincial Park - Classification PP - As Shown on The Crown Land Classification Plan - Map 1

PRESENT CONDITION

In the District, the Province maintains only one recreational facility, the Norris Lake Wayside Park. Located on the northeast shore of Norris Lake along Provincial Road 228, the park offers boat launching, camping and day-use facilities.

The area designated to Provincial Park is approximately 2 hectares (5.0 acres).

CONCERNS/OBJECTIVES

The principal objectives are: to provide recreational areas close to concentrations of people, which make it possible to serve large numbers of recreational users without degradation of the basic natural resources of the area; to provide facilities for the convenience and enjoyment of the motoring public and rest stops for the travelling tourist; and to protect areas of significant recreation potential.

This classification identifies those lands which have been designated Provincial Park.

POLICIES/GUIDELINES

2. Provincial Park - PP

The management and operation of the Norris Lake Wayside Park is the responsibility of the Department of Natural Resources, Parks Branch. The management of this Park shall be guided by the following:

2a) The Province of Manitoba will maintain its outdoor recreational facilities at this Park for the use and enjoyment of the local, provincial and travelling public, consistent with existing and future park plans.

C. Agriculture - Native Environment Lands Co-Major - Classification AN - As Shown on The Crown Land Classification Plan - Map 1

PRESENT CONDITION

Of the Crown land in the Planning District approximately 40 percent has been classified for agricultural and natural resources. This represents the second largest category of Crown land use classification in the District.

CONCERNS/OBJECTIVES

In recognition of the competing demands for and the importance of the integration of agricultural and resource demands within the Planning District, suitable areas are delineated for the mutual benefit of agriculture and natural resources.

POLICIES/GUIDELINES

3. Agriculture - Native Environment Lands Co-Major - AN

To integrate agricultural and natural resource production, protection and utilization in a mutually compatible manner, the following apply:

3a) These areas are available for agricultural use, however, management, use and intensity of use will be in keeping with the interests of agriculture and resources. Management is the joint responsibility of the two Departments.

3b) Administration of agricultural leases is the responsibility of the Agricultural Crown Lands Branch.

3c) Depending on the particular quarter section hay, grazing or some cultivation may be allowed. All are available for long term commitment to agriculture. Development maybe allowed, however, it is limited to protect some of existing native vegetation for a number of purposes.

3d) Other general land uses of the Crown land may be permitted if compatible with the basic intent of the classification.

D. Outdoor Recreation - Classification R - As Shown on The Crown Land Classification Plan - Map 1

PRESENT CONDITION

There are only two parcels in the District classified for general outdoor recreation; the surrounding Crown land at the Norris Lake Wayside Park, and NE 11-15-01E.

Both areas are of low recreational capability and the recreational use of these two areas is presently minimal.

CONCERNS/OBJECTIVES

The principal objectives are (1) to provide an area which can serve as open space around a relatively intensively developed and used recreational site at Norris Lake, which may also be developed for more intensive recreation uses, if required and (2) to provide open space for general recreational use.

POLICIES/GUIDELINES

4. Outdoor Recreation - R

To provide and protect certain areas for the future recreational use; the following apply:

4a) Administration and management of the delineated area is the responsibility of the Department of Natural Resources.

4b) In general, no agricultural use or development is allowed. However, such uses as beekeeping may be considered appropriate.

4c) Other uses may be allowed if considered appropriate by the Department of Natural Resources.

E. Urban Use - Classification U - As Shown on The Crown Land Classification Plan - Map 1

PRESENT CONDITION

Crown land parcels may occur within the boundaries of unincorporated and incorporated towns and villages within the Planning District.

While not specifically identified on the Crown Land Classification Plan, these Crown lands are classified for urban use.

CONCERNS/OBJECTIVES

The principal concern is to recognize that Crown lands may be within existing towns and villages and to ensure that the use of these lands are consistent with the urban environment.

POLICIES/GUIDELINES

5. Urban Use - Classification U

To ensure that Crown land use is consistent with the effective and efficient provision of municipal services, the following guidelines apply.

5a) These Crown lands shall be administered by the Department of Natural Resources.

5b) These sites are available for a variety of urban uses provided the use is consistent with any approved plan for the town or village.

5c) The local planning authority shall determine whether any proposed use of Crown land within the boundaries of the town or village conforms to the approved plan.

5d) In the absence of an approved plan for a town or village, the local authority shall determine whether any proposed use is consistent and compatible with the local urban environment.

VI. OTHER CONSIDERATIONS

The Crown land plan identifies the major classification for Crown land. There are and will be other site specific uses which are not indicated in the Plan. Recognition of this fact is important as some specific locations, for example, residences, may not be indicated but are nonetheless protected by the very nature of the legal commitment to individuals through the leasing and permitting process of Crown lands.

All site-specific uses, that is, most land uses occurring on Crown land utilizing less than 16 hectares (40 acres) which are not shown in the plan are listed in Appendix 1.

If the Province divests itself of Crown land, the land will generally fall under the jurisdiction of the local planning authority.

VII. GENERAL PLAN IMPLEMENTATION

PLAN APPROVAL AND REVIEW

Plan approval and any subsequent approval of amendments to the plan shall be by the Provincial Land Use Committee of Cabinet.

Existing policy and procedure for plan and amendment approval require consultation with local planning authorities. Additionally, full review and approval by provincial government departments and agencies through the Interdepartmental Planning Board is also required.

This plan shall be reviewed at such time as the Provincial Land Use Committee of Cabinet or the Crown Land Classification Committee considers it necessary or when a Planning District Board is reviewing its Development Plan or 5 years after coming into effect of the plan or from the last review, as the case may be.

The Crown Land Classification Committee is responsible for ensuring that future plan reviews, proposed amendments and classification appeals are processed and implemented as per approved policy and procedure.

LAND USE IMPLEMENTATION

The land use intent as outlined in this Crown Land Use Classification Plan shall be carried out through the application of the "Interdepartmental Operational Crown Land Plan" prepared for each municipality in the Planning District.

Operational Crown Land Plans are prepared, amended and approved by the Crown Land Classification Committee. Appeals to operational plans shall also be directed to the Crown Land Classification Committee with the Provincial Land Use Committee the final authority.

These Operational Plans shall:

a) Be consistent with and carry out the intent of this Plan, and

b) Identify in map format the permitted uses and intensity of use for those parcels of Crown land in the Planning District.

LAND USE ADMINISTRATION

The use of Crown land is administered through instruments such as leases, permits, contracts, agreements, etc. which are issued by the Crown to individuals, corporations, etc. or declared by the Crown through Orders-in-Council.

Most of the Crown land outside of Order-in-Council areas (i.e., Crown land not included in Community Pastures, Provincial Parks, Provincial Forests, and Wildlife Management Areas) are administered under the authority of the Crown Lands Act. This Act is administered by the Department of Natural Resources, Lands Branch with certain specified sections the responsibility of the Department of Agriculture, Agricultural Crown Lands Branch.

These contracts, leases, permits, agreements, etc. must be in conformity with this Plan and the Interdepartmental Operational Crown Land Plan.

Appendices

Appendix 1. Site Specific Crown Land Classifications

LOCATION	SIZE (hectares)	CLASSIFICATION
R.M. of Rockwood		
1. Pt. E½ LS 16 & Pt. NE LS 9, lying to the east of Cresent Lake	5.5	Agriculture-Native Environment Lands Co-Major
2. Pt. SE 15-17-01E	0.7	Natural Lands
3. Pt. NE 15-17-01E	11.2	Agriculture-Native Environment Lands Co-Major
4. Pt. NW 15-17-01E	22.7	Agriculture-Native Environment Lands Co-Major
5. Pt. NE 16-17-01E	0.8	Natural Lands
6. Pt. NE 20-17-01E	2.2.	Natural Lands
7. Pt. NE 21-17-01E	1.2	Natural Lands
8. Pt. NW 21-17-01E	21.9	Agriculture-Native Environment Lands Co-Major
9. Pt. SW 21-17-01E	2.0	Natural Lands
10. Pt. SW 22-17-01E	1.5	Natural Lands
R.M. of Rosser		
1. Pt. SW 11-12-01W	1.4	Natural Lands
2. Pt. NE 16-12-01W	1.2	Utility Site
3. Pt. SW 25-12-02E	1.1	Utility Site

For those parcels identified in this appendix the following applies:

A. Agriculture-Native Environment Lands Co-Major - Classification AN

Policies/Guidelines

See text proper - same policies and guidelines apply

B. Natural Lands - Classification N

Policies/Guidelines

a) The area will be kept from development and long-term commitment to secondary uses. As such, the area will remain as it occurs in nature

b) Management of these areas will be the responsibility of the Department of Natural Resources.

c) No development or agricultural use will be allowed at this time.

d) Other non-consumptive uses may be allowed if considered appropriate by the Department of Natural Resources.

C. Utility Site - Classification UT

Policies/Guidelines

a) No development or other use will be allowed which is not compatible with the existing or intended use.

RECORD OF AMENDMENTS

POOR

QUALITY

ORIGINAL